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#3

EXPRESS MAIL MAILING LABEL NO.: EL917371637US

TRANSMITTAL  
FORM

Application Serial Number	09/973,562
Filing Date	October 9, 2001
First Named Inventor	Desmond III et al.
Group Art Unit	3738
Examiner Name	Not yet assigned
Attorney Docket No.	BSC-186

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Amendment and Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____]	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition to Convert to a Provisional Application <input type="checkbox"/> Associate Power of Attorney	<input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Receipt Postcard <input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application	1. Request for Corrected Filing Receipt 2. Copy of Marked-up Filing Receipt 3. Copy of Express Mail Receipt dated 10/09/01 4. Copy of postcard stamped by the US PTO
<input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations	<input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> After Allowance Communication to Group	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		

## CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
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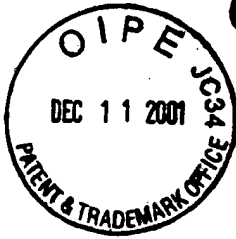
## SIGNATURE BLOCK

Date: December 11, 2001  
Reg. No. 44,744  
Tel. No.: (617) 248-7328  
Fax No.: (617) 248-7100

Respectfully submitted,

*Jonathan A. Harris*  
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HARRISJA1002/255.2233213



Express Mail Mailing Label No.: EL917371637US

PATENT

Attorney Docket No. BSC-186 (1002/255)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANTS: Desmond III et. al. GROUP NO.: 3738  
SERIAL NO.: 09/973,562 EXAMINER: Not yet assigned  
FILING DATE: October 9, 2001 BATCH NO.: Not yet assigned  
TITLE: Prostatic Stent and Delivery System

Office of Initial Patent Examination  
Customer Service Center  
Commissioner for Patents  
Washington, DC 20231

Sir:

**REQUEST FOR CORRECTED FILING RECEIPT**

Applicants filed the above-referenced application with formal drawings, executed Declaration/Power of Attorney, information disclosure statement and fee on October 9, 2001. Enclosed is a copy of the express mailing label bearing the October 9, 2001 postmark.

The return postcard and Filing Receipt sent by the Patent Office, however, indicate that the application has been accorded a filing date of October 10, 2001. Applicants enclose copies of both of these items.

Applicants respectfully request that the Patent Office correct this oversight, and accord the application its proper October 9, 2001 filing date. Applicants further request that the Patent Office send a corrected Filing Receipt.

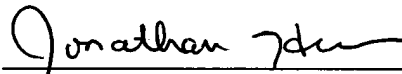
Applicants: Desmond, et. al.  
Serial No.: 09/973,562  
Filed: October 9, 2001  
Page: 2

Applicants' representative invites the Patent Office to call him at the telephone number provided below with any comments or questions.

Respectfully submitted,

Date: December 11, 2001  
Reg. No. 44,774

Tel.: (617) 248-7328  
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Jonathan A. Harris  
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2208808

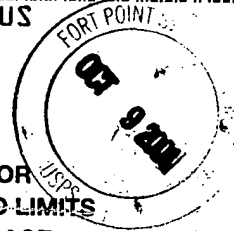


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125 HIGH ST FL 22  
BOSTON MA 02110-2725  
ATTN: Jonathan A. Harris

976JAH BSC-186

## TO: (PLEASE PRINT)

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Bpx Patent Application  
Assistant Commissioner  
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Washington, DC 20231

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BSC-186  
(1002/255)

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Utility Patent Appln. Transmittal (1 pg.); Fee Transmittal (1 pg.); Utility Patent Application  
consisting of specification (26 pages), claims (7 pages), abstract (1 page); Formal drawings (14  
sheets); Data Entry Form (1 pg.); Declaration and Power of Attorney (3 pgs.); Information  
Disclosure Statement (2 pgs.); Form PTO-1449 (2 pgs.); Cited Art A1-A24 & C1-C2; check in the  
amount of \$1,046.00; and a mailroom postcard.

Name of Applicants: Desmond III et al.

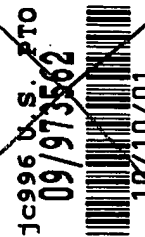
Serial Number: Not yet assigned

Atty: JAHarris

Date: October 9, 2001 2191529



Patent Administrator  
Intellectual Property Department  
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DEC 11 2001

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 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/973,562	10/09/2001	3738	1214	BSC-186	14	37	5

CONFIRMATION NO. 6009

## FILING RECEIPT



\*OC000000007093218\*

 021323  
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Date Mailed: 11/20/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

 Joseph P. Desmond III, Bloomington, IN;  
 James A. Teague, Spencer, IN;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 11/09/2001

Projected Publication Date: 04/10/2003

Non-Publication Request: No

Early Publication Request: No

## Title

Prostatic stent and delivery system

## Preliminary Class

623